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*Admitted only in Maryland
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Federal Agencies

July 26, 2004

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Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Re: U.S. Utility Patent Application
Appl. No. 10/816,900; Filed: April 5, 2004
For: **Local Anesthetic Methods and Kits**
Inventors: *Weber et al.*
Our Ref: 2009.0010006/RWE/RAS

Sir:

The following documents are forwarded herewith for appropriate action by the U.S. Patent and Trademark Office:

1. Information Disclosure Statement;
2. Two (2) pages of Form PTO-1449 citing sixteen (16) references; and
3. One (1) return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Robert A. Schwartzman, Ph.D
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Registration No. 50,211

RAS/law
Enclosures
247574.1



UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Weber *et al.*

Appl. No. 10/816,900

Filed: April 5, 2004

For: **Local Anesthetic Methods and Kits**

Confirmation No. 2634

Art Unit: 1614

Examiner: *To be assigned*

Atty. Docket: 2009.0010006/RWE/RAS

Information Disclosure Statement

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450
Sir:

Listed on accompanying Form PTO-1449 are documents that may be considered material to the examination of this application, in compliance with the duty of disclosure requirements of 37 C.F.R. §§ 1.56, 1.97 and 1.98.

Copies of documents **AA1-AD1, AF1-AH1, AR1-AT1, and AR2-AS2** were cited by or submitted to the Office in an IDS that complies with 37 C.F.R. § 1.98(a)-(c) in Application No. 10/155,171, Weber *et al.*, filed May 28, 2002, which is relied upon for an earlier filing date under 35 U.S.C. § 120. Thus, copies of these documents are not attached. 37 C.F.R. § 1.98(d).

Copies of documents **AE1** and **AI1-AK1** are not provided in accordance with the U.S. Patent and Trademark Office pre-OG notice of July 11, 2003, which states "[t]he Office hereby waives the requirement under 37 CFR 1.98 (a)(2)(i) for submitting a copy of each cited U.S. patent and each U.S. patent application publication for all U.S. national patent applications filed after June 30, 2003."

Where the publication date of a listed document does not provide a month of publication, the year of publication of the listed document is sufficiently earlier than the effective U.S. filing

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Appl. No. 10/816,900

date and any foreign priority date so that the month of publication is not in issue. Applicants have listed publication dates on the attached Form PTO-1449 based on information presently available to the undersigned. However, the listed publication dates should not be construed as an admission that the information was actually published on the date indicated.

Applicants reserve the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist. The Examiner is specifically requested not to rely solely on the material submitted herewith.

This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits. No statement or fee is required.

It is respectfully requested that the Examiner initial and return a copy of the enclosed Form PTO-1449, and indicate in the official file wrapper of this patent application that the documents have been considered.

Weber *et al.*
Appl. No. 10/816,900

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency,
or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



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FORM PTO-144

JUL 26 2004

INFORMATION DISCLOSURE STATEMENT

PATENT & TRADEMARK OFFICE

ATTY. DOCKET NO.
2009.0010006/RWE/RASAPPLICATION NO.
10/816,900FIRST NAMED INVENTOR
Weber *et al.*FILING DATE
April 5, 2004ART UNIT
1614**U.S. PATENT DOCUMENTS**

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB-CLASS	FILING DATE
	AA1	4,659,714	04/21/1987	Watt-Smith			03/27/1984
	AB1	4,888,344	12/19/1989	Sunagawa <i>et al.</i>			07/30/1987
	AC1	4,938,870	07/03/1990	Hustead <i>et al.</i>			07/17/1987
	AD1	5,149,320	09/22/1992	Dhaliwal <i>et al.</i>			01/11/1991
	AE1	5,192,527	03/09/1993	Abrahmsohn			12/23/1991
	AF1	5,261,903	11/16/1993	Dhaliwal <i>et al.</i>			01/02/1991
	AG1	6,001,845	12/14/1999	Estok			06/10/1999
	AH1	6,432,401	08/13/2002	Weber <i>et al.</i>			05/11/2001
	AI1	2002/0183356 A1	12/05/2002	Weber <i>et al.</i>			05/28/2002
	AJ1	2002/0183396 A1	12/05/2002	Weber <i>et al.</i>			05/28/2002
	AK1	2004/0063747	04/01/2004	Weber <i>et al.</i>			09/24/2003

FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB-CLASS	TRANSLATION
	AL						Yes No
	AM						Yes No
	AN						Yes No
	AO						Yes No
	AP						Yes No

OTHER (Including Author, Title, Date, Pertinent Pages, etc.)

AR	1	Bernstein, R.M., and Rassman, W.R., "Limiting epinephrine in large hair transplant sessions," <i>Hair Transplant Forum International</i> 10:39-42, New Hair Institute, Inc. (March-April 2000), accessed on August 23, 2002, available at: < http://www.800newhair.com/medical_publications/limiting_epinephrine.html >
AS	1	Pimentel, L.A.S., and Goldenburg, R.C.D.S., "Local Injection of Hyaluronidase in Increasing Skin Flap Survival: An Experimental Study," <i>Revista da Sociedade Brasileira de Cirurgia Plastica</i> 14:49-55, Sociedade Brasileira de Cirurgia Plastica (1999), accessed on August 15, 2000, available at: < http://www.sbcp.org/revista/vol14_n1/pimentel/english.html >
AT	1	Robertson, V.J., <i>et al.</i> , "Quantitative and qualitative analysis of the pressor effects of levonordefrin," <i>J. Cardiovasc. Pharmacol.</i> 6:929-935, Lippincott, Williams, & Wilkins (1984)

EXAMINER	DATE CONSIDERED
EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.	

FORM PTO-1449 INFORMATION DISCLOSURE STATEMENT		ATTY. DOCKET NO. 2009.0010006/RWE/RAS	APPLICATION NO. 10/816,900
		FIRST NAMED INVENTOR Weber <i>et al.</i>	
		FILING DATE April 5, 2004	ART UNIT 1614

U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB-CLASS	FILING DATE
	AA						
	AB						
	AC						
	AD						
	AE						
	AF						
	AG						
	AH						
	AI						
	AJ						
	AK						

FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB-CLASS	TRANSLATION
	AL						Yes No
	AM						Yes No
	AN						Yes No
	AO						Yes No
	AP						Yes No

OTHER (Including Author, Title, Date, Pertinent Pages, etc.)

AR	2	Swinyard, E.A., "Local Anesthetics," in <i>Remington's Pharmaceutical Sciences</i> , Osol, A. <i>et al.</i> , eds., Mack Publishing Co., Easton, PA, pp. 991-1003 (1980)
AS	2	International Search Report for International Application No. PCT/US01/40711, mailed October 11, 2001
AT		

EXAMINER	DATE CONSIDERED
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.